

1 AN ACT concerning children's health insurance.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 5. The Children's Health Insurance Program Act
5 is amended by changing Section 40 as follows:

6 (215 ILCS 106/40)

7 (Section scheduled to be repealed on July 1, 2002)

8 Sec. 40. Waivers.

9 (a) The Department shall request any necessary waivers
10 of federal requirements in order to allow receipt of federal
11 funding for:

12 (1) the coverage of families with eligible children
13 under this Act; and

14 (2) for the coverage of children who would
15 otherwise be eligible under this Act, but who have health
16 insurance.

17 (b) The failure of the responsible federal agency to
18 approve a waiver for children who would otherwise be eligible
19 under this Act but who have health insurance shall not
20 prevent the implementation of any Section of this Act
21 provided that there are sufficient appropriated funds.

22 (c) The Department must seek waivers under subsection
23 (a) during the fiscal year 2002 for family coverage. The
24 Department must implement family coverage upon receiving the
25 waivers or on January 1, 2002, whichever is later. The
26 Department may alter the requirements of this Act to the
27 extent necessary to secure the waivers for family coverage.
28 If necessary to secure waivers to cover parents at the most
29 favorable federal matching rate, the Department may set the
30 upper limit of eligibility for children at 200% of the
31 federal poverty level.

1 (Source: P.A. 90-736, eff. 8-12-98.)